

MR. MURRICE NILES, SR. / # 5073383

Name and Prisoner/Booking Number

SACRAMENTO COUNTY JAIL

Place of Confinement

651 I STREET

Mailing Address

SACRAMENTO, CALIF 95814

City, State, Zip Code

**FILED**

JUN 03 2021

CLERK, U.S. DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA  
BY CR  
DEPUTY CLERK

(Failure to notify the Court of your change of address may result in dismissal of this action.)

**CONSPIRACY PLOT AGAINST  
MR. MURRICE NILES, SR. THE POET  
IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA**

MR. MURRICE NILES, SR.  
(Full Name of Plaintiff) Plaintiff,

v. <sup>st 24</sup> THE BID BOND AND

(1) SCHUBERT ANNE MARIE  
(Full Name of Defendant)

(2) AMANDA SANCHEZ

(3) FACILITY  
CUNIVANDER LUKE

(4) ALEXANDER C. ASTERLIN  
Defendant(s).

☒ Check if there are additional Defendants and attach page 1-A listing them.

[42 USC § 1986]  
[28 USC 1915 (9)] [IMMINENT DANGER]  
Cong Globe, 42d Cong 1st sess  
789 (1871)...  
**CASE NO. 2:21-cv-0989-AC (PC)**  
(To be supplied by the Clerk)

**CIVIL RIGHTS COMPLAINT  
BY A PRISONER**

- ☒ Original Complaint  
☐ First Amended Complaint  
☐ Second Amended Complaint

*DEMAND FOR JURY TRIAL*

**A. JURISDICTION**

1. This Court has jurisdiction over this action pursuant to:  
☒ 28 U.S.C. § 1343(a); 42 U.S.C. § 1983  
☒ 28 U.S.C. § 1331; Bivens v. Six Unknown Federal Narcotics Agents, 403 U.S. 388 (1971).  
☒ Other: (28 USC § 1338(b)) (28 USC § 49, 591-599) (42 USC § 1986) 28 USC § 1915(9)  
THE INDEPENDENT COUNSEL PROVISIONS OF THE ETHICS IN GOVERNMENT ACT OF 1978...  
2. Institution/city where violation occurred: SACRAMENTO, CALIF. GOVERNMENT AGENT(S)

of THE STATE of CALIFORNIA ALL CONSPIRED AGAINST MR. NILES TO INTENTIONALLY VIOLATE HIS PROTECTED CONSTITUTIONAL RIGHTS (IMMINENT DANGER) 28 USC § 1915(9)

Revised 3/15/2016

*I WAS HANDLING MY BUSINESS IN THE COURT BEFORE I WAS SABOTAGED BY STATE GOVERNMENT AGENT(S)...*

SACRAMENTO, STATE GOVERNMENT, CONSPIRACY  
RACKETEER FRAUD AGENTS ARE ALL  
GUILTY

- (5). MAXWELL, SERGEANT SHERIFF deputy #185 defendant mention HEREIN AT ALL TIMES IS BEING SUED IN AN [INDIVIDUAL CAPACITY] OR in HIS [OFFICIAL CAPACITY]
- (6). NOBLE, Lt. SHERIFF deputy #26 defendant mention HEREIN AT ALL TIMES IS BEING SUED IN AN [INDIVIDUAL CAPACITY] OR in HIS [OFFICIAL CAPACITY]
- (7). FISHER, Lt. SHERIFF deputy #106 defendant mention HEREIN AT ALL TIME IS BEING SUED IN AN [INDIVIDUAL CAPACITY] OR in HIS [OFFICIAL CAPACITY]
- (8). McCLANE, deputy SHERIFF #131 defendant mention HEREIN AT ALL TIME IS BEING SUED IN AN [INDIVIDUAL CAPACITY] OR in HIS [OFFICIAL CAPACITY]
- (9). ETTEEN JEREMIAH, SACRAMENTO FRAUD Public defender defendant mention HEREIN AT ALL TIME IS BEING SUED IN AN [INDIVIDUAL CAPACITY]
- (10). EUGENE P. ROEDER, MD PSYCHIATRIST, LICENSE # PEX 7806 AUBURN, CALIFORNIA, defendant mention HEREIN AT ALL TIME IS BEING SUED IN AN [INDIVIDUAL CAPACITY]
- (1). SCHUBERT ANNE MARRIE, Principal DISTRICT ATTORNEY of SAC, defendant mention HEREIN AT ALL TIME IS BEING SUED IN AN [INDIVIDUAL CAPACITY] OR in HER [OFFICIAL CAPACITY]
- (2). ANANDA SANCHEZ, deputy DISTRICT ATTORNEY of SAC, defendant mention HEREIN AT ALL TIME IS BEING SUED IN AN [INDIVIDUAL CAPACITY] OR in HER [OFFICIAL CAPACITY]
- (3). LUKE, SHERIFF deputy facility jail COMMANDER, SAC defendant mention HEREIN AT ALL TIME IS BEING SUED IN AN [INDIVIDUAL CAPACITY] OR in HIS [OFFICIAL CAPACITY]
- (4). ALEXANDER C. ASTERLIN, SACRAMENTO FRAUD Public defender, defendant mention HEREIN AT ALL TIME IS BEING SUED IN AN [INDIVIDUAL CAPACITY]

ALSO SEE (GREEN V. DAVIES, 182 N.Y. 499, 75 N.E. 536, 3 ANN. CAS. 310) <1943 U.S. APP. LEXIS 9>

"In OLIVER WENDELL HOLMES' FAMOUS ESSAY,"

"PRIVILEGE, MALICE AND INTENT," 8 HARV. L. REV. 1.

"INTERFERENCE WITH BUSINESS RELATIONS."

SEE OPERA ON TOUR, INC. V. WEBER, 285 NY 348, 34 N.E. 2d 349, 136 ALR. 267...

AMERICAN GUILD OF MUSICAL ARTISTS V. PETRILLI, 156 NY 226, 231, 36 N.E. 2d 123

(1-A)

### B. DEFENDANTS

1. Name of first Defendant: SCHUBERT ANNIE MARIE. The first Defendant is employed as: PRINCIPAL DISTRICT ATTORNEY at SACRAMENTO, D.A. OFFICE/FIRM  
(Position and Title) (Institution)
2. Name of second Defendant: AMANDA SANCHEZ. The second Defendant is employed as: DEPUTY DISTRICT ATTORNEY at SACRAMENTO, D.A. OFFICE/FIRM  
(Position and Title) (Institution)
3. Name of third Defendant: LUKE. The third Defendant is employed as: SHERIFF JAIL FACILITY COMMANDER at SACRAMENTO COUNTY JAIL  
(Position and Title) (Institution)
4. Name of fourth Defendant: ALEXANDER C. ASTERLIN. The fourth Defendant is employed as: FRAUD PUBLIC DEFENDER at SACRAMENTO, P.D. OFFICE/FIRM  
(Position and Title) (Institution)

If you name more than four Defendants, answer the questions listed above for each additional Defendant on a separate page.

### C. PREVIOUS LAWSUITS

1. Have you filed any other lawsuits while you were a prisoner? ☒ Yes ☐ No
2. If yes, how many lawsuits have you filed? 3. Describe the previous lawsuits:

#### a. First prior lawsuit:

1. Parties: MR. NAURICE MILES, SR. v. DANIEL GARLAND ELAT.
2. Court and case number: CV-01881 (MCE) (CKD)
3. Result: (Was the case dismissed? Was it appealed? Is it still pending?) THIS CASE IS IN "SETTLEMENT CONFERENCE" PROCEEDINGS AT THIS TIME

#### b. Second prior lawsuit:

1. Parties: MR. NAURICE MILES, SR. v. THE BID BOND AND PEOPLE OF THE STATE OF CALIFORNIA
2. Court and case number: CV13-3428 (DDA) (AS)
3. Result: (Was the case dismissed? Was it appealed? Is it still pending?) THE COURT ARE AVOIDING; ESCAPED. ARE NOT ADDRESSING PETITIONER CONSTITUTIONAL CLAIMS... RACKETEER FRAUD. CONSPIRACY. PLOT

#### c. Third prior lawsuit:

1. Parties: MR. NAURICE MILES, SR. v. THE BID BOND AND PEOPLE OF THE STATE OF CALIFORNIA
2. Court and case number: CV14-1063 (DDA) (AS)
3. Result: (Was the case dismissed? Was it appealed? Is it still pending?) THE COURT ARE AVOIDING; ESCAPED. ARE NOT ADDRESSING PETITIONER CONSTITUTIONAL CLAIMS... RACKETEER FRAUD. CONSPIRACY. PLOT

If you filed more than three lawsuits, answer the questions listed above for each additional lawsuit on a separate page.

IN MY BUSINESS DEALINGS



## D. CAUSE OF ACTION

## CLAIM I

1. State the constitutional or other federal civil right that was violated: 1st 4<sup>th</sup> 8<sup>th</sup> and 14<sup>th</sup> Amendment violated.

2. Claim I. Identify the issue involved. Check only one. State additional issues in separate claims.

- ☐ Basic necessities      ☐ Mail      ☐ Access to the court      ☐ Medical care  
☐ Disciplinary proceedings      ☐ Property      ☐ Exercise of religion      ☒ Retaliation  
☐ Excessive force by an officer      ☐ Threat to safety      ☒ Other: RACKETEER FRAUD / CONSPIRACY, PLOT

3. Supporting Facts. State as briefly as possible the FACTS supporting Claim I. Describe exactly what each Defendant did or did not do that violated your rights. State the facts clearly in your own words without citing legal authority or arguments.

SCHUBERT ANNIE NARRIE PRINCIPAL DISTRICT ATTORNEY IS A MOVING FORCE THROUGH ENFORCEMENT BEHIND THE CUSTOM AND POLICE'S ENGAGED IN AN AFFIRMATIVE ACT, AND PARTICIPATED IN OTHER DEFENDANT'S AFFIRMATIVE ACTS (RECKLESSLY DISREGARDING WELL ESTABLISHED LAW, KNOWING OF THE VIOLATIONS, AND FAILING TO ACT TO PREVENT THEM; FAILING TO TRAIN EMPLOYEES TO RECOGNIZE A REASONABLE, FORSEEABLE RISK OF HARM/DEATH, AND TO PREVENT THE POLICE'S AND CUSTOMS THAT ADVERSELY INFRINGE UPON THE CONSTITUTIONAL RIGHTS OF INNOCENTS. THIS DISTRICT ATTORNEY ILLEGALLY INDICTED ME ON KNOWNLY FABRICATED AND TRUMPED UP FALSE ACCUSATIONS "CREATED BY CRIMINAL CORRECTIONAL COPS AT NEW FOLSOM STATE PRISON" WHO ARE UNDER EXTREME INVESTIGATION BY THE FBI... THIS PRINCIPAL DISTRICT ATTORNEY AND THE SACRAMENTO COUNTY SHERIFF DEPARTMENT HAS CONSPIRED TOGETHER TO "KIDNAP ME AND HOLD ME HOSTAGE" SINCE OCTOBER 24, 2016 ON A "2 MILLION DOLLAR BAIL BOND RANSOM," WHEN I WAS THE VICTIM OF A BRUTAL ATTACK BY SDCR CORRECTIONAL COPS AND SENT TO UC DAVIS HOSPITAL WITH SERIOUS INJURY'S... THIS PRINCIPAL DISTRICT ATTORNEY ALLOWED HER DEPUTY DISTRICT ATTORNEY AMANDA SANCHEZ TO INTENTIONALLY VIOLATE MY 8<sup>th</sup> AND 14<sup>th</sup> AMEND. TO BE FREE FROM CRUEL AND UNUSUAL PUNISHMENT; AND MY DUE PROCESS RIGHTS... INTENTIONALLY VIOLATED... (42 USC 1980)

4. Injury. State how you were injured by the actions or inactions of the Defendant(s).

INJURY'S SUFFERED ARE BUT NOT LIMITED TO [PSYCHOLOGICAL] STRESS, DEPRESSION, EMOTIONAL DISTRESS IN THE FORM OF A CONSTANT FEAR OF CRUEL AND UNUSUAL PUNISHMENT; ANXIETY, PARANOIA.

5. Administrative Remedies:

- a. Are there any administrative remedies (grievance procedures or administrative appeals) available at your institution? ☐ Yes ☒ No
- b. Did you submit a request for administrative relief on Claim I? ☐ Yes ☒ No
- c. Did you appeal your request for relief on Claim I to the highest level? ☐ Yes ☒ No
- d. If you did not submit or appeal a request for administrative relief at any level, briefly explain why you did not. THESE VILICIOUS, INVIDIOUS STATE GOVERNMENT OFFICIALS ACTIONS NEED TO BE ADDRESS TO THE HIGHEST AUTHORITY...

Aminda Sanchez is guilty of her conspired  
participation in the orchestrated effort to  
sabotage NY Liberty, Interest and Constitutional  
Right... See Los Angeles Superior Court # BA385119-01...  
District Court Central # (CV13-3428) (CV14-1063) (DDKAS)  
"COMMERCIAL DISHONOR/DEFAULT JUDGMENT"...

1 FIRST TO BE ENTITLED TO THE PRESUMPTION OF TRUTH,  
2 ALLEGATIONS IN A COMPLAINT OR COUNTERCLAIM MAY NOT SIMPLY  
3 REQITE THE ELEMENTS OF A CAUSE OF ACTION, BUT MUST  
4 CONTAIN SUFFICIENT ALLEGATIONS TO ENABLE THE OPPOSING PARTY  
5 TO DEFEND ITSELF EFFECTIVELY. SECOND THE FACTUAL ALLEGATIONS  
6 THAT ARE TAKEN AS TRUE MUST PLAUSIBLY SUGGEST AN  
7 ENTITLEMENT TO RELIEF, SUCH THAT IT IS NOT UNFAIR TO  
8 REQUIRE THE OPPOSING PARTY TO BE SUBJECT TO THE EXPENSE  
9 OF DISCOVERY AND CONTINUED LITIGATION SEE STARR V. BACA,  
10 652 F.3d 1202, 2116 (9th CIR 2011)

11 IN MONELL V. NEW YORK CITY DEPT. OF SOC. SERV., 436 U.S.  
12 658, 691, 98 S.Ct 2018, 56 L.Ed. 2d 611 (U.S. 1978):

13 CONGRESS INCLUDE CUSTOMS AND USAGES [INS 1983]...  
14 BECAUSE OF THE PERSISTENT AND WIDESPREAD DISCRIMINATORY  
15 PRACTICES OF "STATE OFFICIALS" ... ALTHOUGH NOT AUTHORIZED BY  
16 WRITTEN LAW, SUCH PRACTICES OF STATE OFFICIALS COULD WELL  
17 BE SO PERMANENT AND WELL SETTLED AS TO CONSTITUTE A  
18 CUSTOM OR USAGE WITH THE FORCE OF LAW. (EMPHASIS  
19 IN ORIGINAL)...

20 IN PALMER V. MARION COUNTY, 327 F.3d 588 (7th CIR 2003),  
21 THE 7TH CIRCUIT HAD ACKNOWLEDGED THAT MONELL'S UNCONSTITUTIONAL  
22 POLICIES OR CUSTOMS COULD WELL TAKE THREE FORMS:

23 (1). AN EXPRESS POLICY THAT, WHEN ENFORCED, CAUSES A  
24 CONSTITUTIONAL DEPRIVATION. (2). A WIDESPREAD PRACTICE  
25 THAT, ALTHOUGH NOT AUTHORIZED BY WRITTEN LAW OR  
26 EXPRESS MUNICIPAL POLICY, IS SO PERMANENT AND  
27 WELL SETTLED AS TO CONSTITUTE A CUSTOM OR USAGE WITH THE  
28 FORCE OF LAW, OR (3). AN ALLEGATION THAT THE CONSTITUTIONAL  
INJURY WAS CAUSED BY A PERSON WITH THE FINAL POLICY  
MAKING AUTHORITY. (I.D. AT P. 595)

29 IN PEARSON V. CALLAHAN 124 S. CT 805 (U.S. 2009)  
30 DOCTRINE OF [QUALIFIED IMMUNITY] PROTECT GOVERNMENT OFFICIALS  
31 FROM LIABILITY FOR CIVIL DAMAGES INsofar AS THEIR CONDUCT  
32 DOES NOT VIOLATE CLEARLY ESTABLISHED, STATUTORY OR  
33 CONSTITUTIONAL RIGHTS OF WHICH A REASONABLE PERSON  
34 WOULD HAVE KNOWN... (ALSO SEE ELDER V. HOLLOWAY, 114 S.Ct 1019

35 1123 (1994)... ALSO SEE UNITED STATES V. NEWIPHS COTTON OIL CO., 288 U.S.  
36 62, 67, 68, 53, S. CT 278, 77 L. ED. 619... OLIVER V. PERKINS AND TRAVELER INS.  
37 CO. V. CHIARELLI STEVEDORING CO. SUPRA... RIPPERGER V. A.C. ALLEN & CO.  
38 D.C.S.D.N.Y., 37 F. SUPP. 369...

("3-A")

SAC Principal District Attorney SCHUBERT  
 ANNE MARRIE, HER SUBORDINATE DEPUTY DISTRICT ATTORNEY  
 ANANDA SANCHEZ, AND SAC SHERIFF DEPARTMENT, AND  
 SAC PUBLIC PRETENDERS HAS ALL CONSPIRED WITH  
 CDCR Administration and THEIR CRIMINAL CORRECTIONAL  
 COPS TO INTENTIONALLY SABOTAGE MY LIBERTY;  
 INTEREST AND CONSTITUTIONAL RIGHTS, WHEN I WAS  
 TARGETED BY NEW FOLSOM STATE PRISON (ISV)  
 CRIMINAL CORRECTIONAL COP "DANIEL GARLAND" WHO  
 HAS BEEN LITERALLY BRUTED FROM NEW FOLSOM  
 STATE PRISON FACILITY ACCORDING TO AN APRIL 20  
 2021 "MEMO" OBTAINED BY THE "SACRAMENTO BEE"...  
 STATES OFFICER "DANIEL GARLAND, 42", OF FOLSOM, IS  
 NO LONGER ALLOWED AT CALIFORNIA STATE PRISON,  
 SACRAMENTO... "DANIEL GARLAND" WORKED IN THE  
 PRISON'S "INVESTIGATIVE SERVICES UNIT"... SEE  
 SACRAMENTO BEE'S NEWS PAPER(S) DATED (4-18-21), (4-26-21)  
 AND (4-30-21)  
 (5-1-21)...  
 On 5-17-2016 I WAS INTENTIONALLY PERSUED  
 AFTER AND ATTACKED BY "DANIEL GARLAND" AND  
 HIS COLLEAGUES AND SENT TO UC DAVIS HOSPITAL  
 WITH SERIOUS INJURIES... "DANIEL GARLAND" AND HIS  
 COLLEAGUES "CREATED A FABRICATED REPORT" TO GET  
 ME CHARGED WITH BATTERING ALL THE COPS...  
 AND THE ADMINISTRATION AND THEIR CRIMINAL  
 CORRECTIONAL COPS INVESTIGATORS INTENTIONALLY  
 DESTROYED AND LOST "ALL SURVEILLANCE VIDEO FOOTAGES"  
 THAT CLEARLY SHOW THE CORRECTIONAL COPS  
 LIED IN THEIR "REPORTS" TO JUSTIFY THEIR "CONSPIRED"  
 BRUTAL ATTACK AGAINST MR. NILES... THE  
 DISTRICT ATTORNEY SCHUBERT ANNE MARRIE AND HER  
 SUBORDINATE DEPUTY DISTRICT ATTORNEY ANANDA  
 SANCHEZ HELPED NEW FOLSOM STATE PRISON  
 ADMINISTRATION SUPERIOR AND THEIR CRIMINAL  
 CORRECTIONAL COPS DESTROY, LOSE, SUPPRESSED  
 ("3-B")



EXCULPATORY EVIDENCE THAT WOULD HAVE  
EXONERATED MR NILES, SR. FROM THIS ILLEGAL  
4TH AMENDMENT VIOLATION... 5-17-2016 I WAS  
PEACEABLY HEADING BACK TO MY HOUSING  
BUILDING FROM HANDLING IMPORTANT LEGAL  
BUSINESSES IN THE LAW LIBRARY REGARDING  
MY "FALSE IMPRISONMENT CONVICTION APPEAL"  
AND MY CIVIL LAW SUIT CASE# (CV13-3428)  
(CV14-1043) FROM LOS ANGELES SUPERIOR COURT  
CASE# BA385119-01... JUAN FUL SHOOTING BY  
L.A.P.D. = GOVERNMENT COVER UP = MALICIOUS  
PROSECUTION -- DOUBLE JEOPARDY -- RACKETEER  
FRAUD... COMMERCIAL DISHONOR / L.A. SUPERIOR COURT...

Now New Folsom State Prison officials  
WIDESPREAD CRIMINAL PRACTICES IS FINALLY  
BEING "EXPOSED TO THE PUBLIC" IN SACRAMENTO BEE  
NEWS PAPER(S) DATED (4-18-21) (4-26-21) (4-30-21)  
(5-1-21)  
WHERE CORRECTIONAL CRIMINAL COP  
"DANIEL GARLAND" IS MENTIONED THROUGHOUT  
THE ABOVE "SACRAMENTO BEE NEWS PAPER(S)"...  
"DANIEL GARLAND" IS THE REASON I'M SITTING IN THIS  
SHREVEPORT JAIL SINCE OCTOBER 24, 2016 ETC...

A "PITCHES NOTION" WAS FILED ON "DANIEL  
GARLAND" AND HIS COLLEAGUES IN 2019... THE  
"PITCHES NOTION" HAD "EXPOSED" MALICIOUS  
ACTIVITY IN THE CORRECTIONAL COPS BACK  
GROUND... Public Pretender "ETHEM JEREMIAH"  
WHO "INTENTIONALLY" "SABOTAGED" THE PITCHES  
NOTION FULL "INVESTIGATION PROCEEDINGS"... AFTER  
ETHEM JEREMIAH BROUGHT TO MY ATTENTION THAT  
HE WOULD HAVE TO INTERVIEW OVER 50 SOMETHING  
WITNESSES THAT HAD SOMETHING TO SAY AGAINST  
THE CORRECTIONAL COPS... AFTER THIS IMPORTANT  
VITAL INFORMATION WAS BROUGHT TO LIGHT IS WHEN

("3-C")

THIS SO-CALLED "PUBLIC DEFENDER ETLEN JEREMIAH" IN 2019  
MALICIOUSLY FILED AND/OR CRAFTED SOME  
DOCUMENT TO THE COURT JUDGE CLAIMING THAT I AM  
INCOMPETENT TO STAND TRIAL... THIS MALICIOUS  
SCHEME BY "ETLEN JEREMIAH" TO "SABOTAGE" THE  
"EXPOSURE" OF "DANIEL GARLAND" AND HIS COLLEAGUES  
"BACKGROUND"; NOT ONLY DISMISSED THE COMPLETION  
OF THE "PITCHESS MURDER" INVESTIGATION, AND TRIAL  
"PROCEEDING"; BUT GOT ME "KIDNAPPED" AND SENT TO A  
MENTAL STATE HOSPITAL CALLED MASCADERO, WHERE  
I WAS "FORCED" TO TAKE "PSYCHOTROPIC DRUGS"...  
AND IF I REFUSED THEY WERE GOING TO RESTRAIN  
ME, AND "STICK NEEDLES INSIDE ME"... I FELT  
LIKE A WALKING ZOMBIE FOR 8 MONTHS...  
BEHIND AN UNJUSTIFIED ILLEGAL 1368 TO UTILIZE THE  
ILLEGAL STRATEGY OF CDJ CORRECTIONAL COPS  
FALSIFIED OF STATE RECORDS INCIDENT REPORT OF  
EXCESSIVE FORCE OF BRUTALITY AGAINST MR. MILES, SR.  
TO JUSTIFY THE 1368 TO KEEP MR. MILES, SR. IN  
THIS CORRUPTED SYSTEM LONGER OF FALSE  
IMPRISONMENT... INNOCENT...  
~~THE~~ ~~THE~~ ~~THE~~

CDJR OFFICIALS, SAC DISTRICT ATTORNEY OFFICE,  
SAC SHERIFF DEPARTMENT AND SAC PUBLIC

PRETENDER OFFICE HAS ALL CONSPIRED AGAINST  
MR. MILES, SR. TO SABOTAGE HIS LIBERTY;  
INTEREST AND CONSTITUTIONAL RIGHTS...

SEE ("KENTUCKY V. GRAHAM, 105 S.Ct 3099 3105 (1985)...

JOHNSON V. DUFFY, 588 F.2d 740, 743 9TH CIR (1978)...

JUNE V. CITY OF CHICAGO, 856 F.2d 985, 992 (7TH CIR 1988)

"KNOWING WHAT'S GOING ON"...

T 42 VSCS 1986

("3-D")



**CLAIM II**

1. State the constitutional or other federal civil right that was violated: 1st 4th 8th and 14th  
AMENDMENT VIOLATED.

2. **Claim II.** Identify the issue involved. Check **only one**. State additional issues in separate claims.

- ☐ Basic necessities      ☒ Mail      ☐ Access to the court      ☐ Medical care  
☐ Disciplinary proceedings      ☐ Property      ☐ Exercise of religion      ☐ Retaliation  
☐ Excessive force by an officer      ☐ Threat to safety      ☒ Other: RACKETEERING FRAUD/CONSPIRACY  
Plot...

3. **Supporting Facts.** State as briefly as possible the FACTS supporting Claim II. Describe exactly what each Defendant did or did not do that violated your rights. State the facts clearly in your own words without citing legal authority or arguments.

FACILITY COMMANDER (LUKE) OF SAC SHERIFF DEPARTMENT JAIL IS A "SENIOR"  
"SUPERVISOR," WHO ENFORCE THE CUSTOM AND POLICY, AND AS A SUPERVISOR OF  
THE NEXT LOWEST RANKING (DEFENDANT) MENTIONED HERE IN THIS COMPLAINT  
FAILED TO ADEQUATELY [TRAIN], AND [SUPERVISE] HIS SUBORDINATES, WHEN HE  
ENGAGED IN AN "AFFIRMATIVE ACT" AND PARTICIPATED IN THE OTHER DEFENDANT'S  
AFFIRMATIVE ACTS, TRECKLESSLY DISREGARDING WELL ESTABLISHED LAW,  
KNOWING OF THE VIOLATIONS AND FAILING TO ACT TO PREVENT THEM,  
FAILING TO TRAIN EMPLOYEES TO RECOGNIZE A REASONABLE, FORSEEABLE  
RISK OF HARM TO DEATH, AND TO PREVENT THE POLICIES AND CUSTOMS THAT  
ADVERSELY INFRINGE, UPON THE CONSTITUTIONAL RIGHTS OF INMATES...  
ON 3-3-2021 I RECEIVED LEGAL CONFIDENTIAL MAIL FROM THE "STATE BAR OF CALIFORNIA"  
REGARDING FRAUD PUBLIC DEFENDERS INCOMPETENT AND INEFFECTIVE ASSISTANCE  
OF COUNSEL ETTEN JEREMIAH AND ALEXANDER C. ASTERLIN FRAUD  
PERFORMANCE... THE LEGAL CONFIDENTIAL MAIL I RECEIVED FROM THE "STATE  
BAR OF CALIFORNIA" (WHO BEEN AROUND SINCE JULY 29th 1927 AND HAS THEIR  
OWN "SEAL" ON THEIR BUSINESS ENVELOPE) WAS SLID UNDER MY CELL DOOR WITHOUT  
NOTICE AND OPENED, EXPOSING THE CONFIDENTIAL INFORMATION INSIDE... KNOWING  
THE RELATIONSHIP INTEREST WITH THE SHERIFF DEPARTMENT AND DISTRICT ATTORNEY  
OFFICE THIS ACTION VIOLATES MY 1ST 4th 8th AND 14th AMENDMENTS...

4. **Injury.** State how you were injured by the actions or inactions of the Defendant(s). (SEE 4-A)  
INJURY'S SUFFERED ARE BUT NOT LIMITED TO [PSYCHOLOGICAL] "STRESS", DEPRESSION,  
EMOTIONAL DISTRESS IN THE FORM OF A CONSTANT FEAR OF CRUEL AND UNUSUAL  
PUNISHMENT, ANXIETY, PARANOIA.

5. **Administrative Remedies.**

- a. Are there any administrative remedies (grievance procedures or administrative appeals) available at your institution? ☒ Yes ☐ No
- b. Did you submit a request for administrative relief on Claim II? ☒ Yes ☐ No
- c. Did you appeal your request for relief on Claim II to the highest level? ☒ Yes ☐ No
- d. If you did not submit or appeal a request for administrative relief at any level, briefly explain why you did not. \_\_\_\_\_

I did not sign for that confidential legal mail like I usually do... I took the proper steps to address this illegal search and seizure of my legal confidential mail from the "State Bar of California" which is a confidential correspondence entity... I immediately notified the mail room supervisor named Nic Clary #731, and filed a citizen complaint... The mail room supervisor response was incompetent and contradictory as well as his superiors: Sgt Maxwell #185 Lt. Noble #26 and Lt. S. Fisher, -- their superior facility commander Luke... is also guilty of this "scheme". In Sakan v. Porter 731 F.2d 368, 373 (C.A.4(N.C.) 1984):

"Recognition that supervisory indifference or tacit authorization of subordinate's misconduct may be causative factor in the constitutional injuries... A supervisor's continued inaction in the face of documented widespread abuses, however, provides an independent basis for finding he either was deliberately indifferent or acquiesced in the constitutionally offensive conduct of his subordinates."

... United state constitution 4th amendment [state] its the right of the people to be secure in their persons, houses, papers and effects against unreasonable searches and seizures shall not be violated. This plaintiff alleges and show that his property to wit sensitive attorney/client legal documents unlawfully seized without due process of law and re arbitrary government officials action here at Sacramento County Sheriff Department facility...

United state constitution 8th amendment, has, as an essential prerequisite the right to punish, it was held in (Deshawney v. Winniebag County Dept. of Soc. Serv. 489 US 189 199 n.b. 507 90S 103 L.ed. 2d) the state does not acquire the power to punish with which the eight amendment is concerned until after it has secured a formal...

This petitioner alleges and can show that his property to wit sensitive attorney/client legal documents was unlawfully seized without due process of law when Sacramento Sheriff Department imposed an illegal seizure of petitioner legal confidential documents regarding the fabricated trumped up charges and ineffective assistance of counsel... kidnapped and held hostage since October 24, 2016... Grievances attached alone with mail room supervisor Nic Clary response... #731





**SACRAMENTO COUNTY  
SHERIFF'S OFFICE**

**CORRECTIONAL SERVICES GRIEVANCE FORM**

*need a response in a timely fashion*

This Box for Officer Use Only

DATE: 3/11/21  
GRIEVANCE #: 2021-1279  
ASSIGNED TO: B/N  
ADA RELATED: NO

NAME (PRINT LAST, FIRST, MIDDLE) <u>MR. Maurice Miles, SR.</u>	DATE OF BIRTH <u>1-1-50</u>	KREF NUMBER <u>5073383</u>	DATE <u>3-11-21</u>
INMATE SIGNATURE <u>Mr. M. Miles The Post</u>	INMATE LOCATION <u>8-W-202</u>	DATE AND TIME OF INCIDENT <u>3-4-21</u>	

**ONLY ONE GRIEVANCE ISSUE PER FORM** for appropriate routing. Explain your grievance in the provided box only (include dates, times, and names of persons involved). You only have 5 days from the incident to submit a grievance. PREA incidents have no time limit and can be reported ANYTIME. If this grievance is disability related check this box: ☒

*In writing this "EMERGENCY citizen complaint" in regard to this sickening county sheriff department employees who refuse to respect or recognize the "SEAL" of the U.S. BAR of California as a "CONFIDENTIAL CORRESPONDENCE" that deals with "SENSITIVE ATTORNEY-CLIENT LEGAL INFORMATION". These county sheriff department employees are knowingly, recklessly and intentionally violating my 1st, 4th, 8th and 14th amendment constitutional right when they open and examine a envelope from the state bar (who "SEAL" is on front of the envelope) that contain sensitive, personal, legal information.*

*THIS CARELESS, RECKLESS, UNREASONABLE, MALICIOUS TACTIC TO INFRINGE 14th amendment rights is the reason why there are so many mass murders in this world, suicide bombings, this is with ordinary people are forced to take the law in their own hand... corporations, facilities and their "created law" that are misleading, contradictory, inconsistent, conflicting, incompatible, paradoxical, upside down, make no sense... And we can duplicate the U.S. SUPREME COURT and put the CLERK on the envelope... CLERK is not a name, it's a "REFERENCE"... THE MAIL ROOM SUPERVISOR MEETANI #731 SAYS THERE WAS NO ONE "LEGAL" "NAME" on the "state bar" envelope, which is with this sheriff department is allowed to illegally open your confidential legal mail... But unlike the courts, the state bar of California provide their "SEAL" on the front of their business envelope. A WARRANT BASED ON A FALSE OR MISLEADING INFORMATION IS INVALID. Illinois v. Gates (1983) 462 U.S. 213. PEOPLE v. KURLAND (1980) 28 CAL 3d 376, 391.*

This Section for Staff Use Only

RECEIVING INDIVIDUAL (PRINT NAME) <u>HOLIMAN</u>	BADGE NO. <u>120</u>	DATE/TIME <u>3/11/21 1430</u>
Check one: <input type="checkbox"/> RESOLVED at the Staff Level <input type="checkbox"/> FORWARD to Supervisor level		
Response: <u>SEE ATTACHED</u>		
RESPONDER (PRINT NAME)	BADGE NO.	DATE
SUPERVISOR'S SIGNATURE		
Supervisor check one: <input type="checkbox"/> Corrective Action Taken <input type="checkbox"/> Denied <input type="checkbox"/> Not Grievable <input type="checkbox"/> Resolved <input type="checkbox"/>		
WATCH COMMANDER <u>N/A</u>	BADGE NO. <u>26</u>	DATE <u>4/29/21</u>
ASSISTANT COMMANDER		



## SACRAMENTO COUNTY SHERIFF'S DEPARTMENT

CORRECTIONAL SERVICES  
MESSAGE REQUEST

DATE

1-15-21

TO <i>Compliance officials</i>		<input type="checkbox"/> FEDERAL PUBLIC DEFENDER	<input type="checkbox"/> PUBLIC DEFENDER	<input type="checkbox"/> PROBATION
<input type="checkbox"/> U.S. MARSHAL	<input type="checkbox"/> SOCIAL WORKER	<input type="checkbox"/> ICE	<input type="checkbox"/> JAILADMIN. RECORDS	<input type="checkbox"/> CHAPLAIN
RECEIVED BY OFFICER:		<input checked="" type="checkbox"/> COMPLIANCE	<input type="checkbox"/> ADA RELATED	<input type="checkbox"/> RE-ENTRY
			<input type="checkbox"/> RE-ENTRY	<input type="checkbox"/> MAIN JAIL

## MESSAGE:

*Compliance unit ARE NOT LEGAL MAIL AND OR  
REGULAR MAIL BEING ILLEGALLY SEIZED BY THIS  
SACRAMENTO COUNTY JAIL OFFICIALS WITHOUT NOTICE  
OR SEARCH WARRANT & IT IS VIOLATING  
NOT 4TH AMENDMENT CONSTITUTIONAL RIGHTS.*

FROM NAME:

*Mr. Maurice Wheeler  
THE POET*

X-REF NO.

5073383

LOCATION:

SW 157 202

REPLY

*Mail is subject to examination.*

BY:

McClary 731

DATE:

1/19/21

BW202

## SACRAMENTO COUNTY SHERIFF'S DEPARTMENT

Case 2:21-cv-00989-KJM-AC Document 1 Filed 06/03/21 Page 13 of 19

202

Attention:

CORRECTIONAL SERVICES  
MESSAGE REQUEST

DATE SENT

PLEASE RESPOND IN A TIMELY FASHION

DATE 3-4-21

TO MAIL ROOM SUPERVISORS

☐ FEDERAL  
PUBLIC DEFENDER☐ PUBLIC  
DEFENDER☐ PROBATION☐ U.S.  
MARSHAL☐ SOCIAL  
WORKER☐ ICE☐ JAILADMIN.  
RECORDS☐ CHAPLAIN☐ RCCC

RECEIVED BY OFFICER:

☐ COMPLIANCE☐ ADA RELATED☐ RE-ENTRY☐ MAIN JAIL

MESSAGE: ON 3-3-21 I RECEIVED LEGAL MAIL FROM THE STATE BAR OF CALIFORNIA REGARDING ATTORNEY-CLIENT PRIVILEGES AND/OR CONFIDENTIAL INFORMATION. THE LEGAL MAIL I RECEIVED FROM THE STATE BAR OF CALIFORNIA WAS SLID UNDER MY DOOR AS REGULAR MAIL AND THE ENVELOPE WAS OPEN EXPOSING THE CONFIDENTIAL INFORMATION INSIDE THAT CAN BE PASSED ON TO THE SACRAMENTO DISTRICT ATTORNEY BY SACRAMENTO SHERIFF DEPUTY WHO OPENED AND REVIEWED THE CONFIDENTIAL INFORMATION... THIS CARELESS BEHAVIOR VIOLATES MY 4TH, 14TH AND 15TH CONSTITUTIONAL RIGHTS. EXPLAIN?

FROM NAME: MR. NAURICE NILES, SR.

X-REF NO.

LOCATION:

THE POET

5073383

80 WEST 1ST

REPLY: Page 23 of the Inmate Handbook says "members of the State bar" not THE office of the State Bar. "THIS STATEMENT" DEFIES COMMON SENSE

BY

McClary 731

DATE:

3/8/21

# SACRAMENTO COUNTY SHERIFF'S DEPARTMENT

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## CORRECTIONAL SERVICES MESSAGE REQUEST

DATE SENT

DATE 3-9-21

TO MAIL ROOM SUPERVISOR

☐ FEDERAL  
PUBLIC DEFENDER

☐ PUBLIC  
DEFENDER

☐ PROBATION

☐ U.S.  
MARSHAL

☐ SOCIAL  
WORKER

☐ ICE

☐ JAILADMIN.  
RECORDS

☐ CHAPLAIN

☐ RCCC

RECEIVED BY OFFICER:

☐ COMPLIANCE

☐ ADA RELATED

☐ RE-ENTRY

☐ MAIN JAIL

MESSAGE: WHAT SENSE ARE YOU TALKING ABOUT NICCLANYA-131 of page 23 of THE BOOK? THIS IS CLEARLY A "MEMBER OF THE STATE BAR" RESPONDING TO MY CONFIDENTIAL MAIL... WHAT KIND OF "RAVET LANGUAGE" ARE YOU SPEAKING TO JUSTIFY VIOLATING MY 4TH AMENDMENT CONSTITUTIONAL RIGHTS? AND WHERE DOES IT SAY MEMBERS OF THE OFFICE ARE NOT CONFIDENTIAL CORRESPONDENCE? THE STATE BAR IS NOT A LAW FIRM WITH ATTORNEYS THEY ARE AN ENTITY WHO DEALS WITH COMPLAINTS AGAINST ATTORNEYS... NUMBER ETC SINCE 1927-JULY 29th.

FROM NAME: MR. MURICE MILES SR.  
THE POET

X-REF NO. 5013383

LOCATION: 8W-202

REPLY: There was no name on the envelope,

"WHIT"

"Unbelievable".

BY: McClary 731 DATE: 3/10/21





**SACRAMENTO COUNTY SHERIFF'S OFFICE**  
CORRECTIONAL SERVICES GRIEVANCE REPLY FORM

GRIEVANCE #: 2021-1279

PRIMARY INMATE NAME (PRINT LAST, FIRST, MIDDLE)  
**Miles, Maurice**

XREF NUMBER  
**5073383**

LOCATION  
**8W202**

DATE  
**04/22/2021**

**STATEMENT OF PROBLEM:** Inmate Miles stated in his grievance his mail from The State Bar of California was not treated as legal mail and should not have been opened by a deputy.

**INVESTIGATION:** I reviewed the Correctional Services Inmate Handbook, Operations Order 6/15 Inmate Correspondence, and The State Bar of California's website.

**FINDINGS:** The Operations Order as well as the Correctional Services Inmate Handbook stated the following, Inmates may correspond, confidentially, with State and Federal courts, members of the State Bar and other licensed attorneys or legal representatives, holders of public office (including elected local, state and federal officials), the U.S. Department of Homeland Security (including U.S. Immigration and Customs Enforcement and its various subdivisions), the U.S. Department of Justice, embassies and consulates, health care professionals, judges, the Corrections Standards Authority.

The following is from The State Bar of California's website: The State Bar of California is the regulatory arm of the California Supreme Court responsible for licensing and disciplining attorneys.

Based on the aforementioned Operations Order, Inmate Handbook, and The State Bar of California's website, correspondence directly from The State Bar of California does not constitute legal mail.

It should be noted, any legal mail sent to an inmate at the Sacramento County Main Jail will be opened in front of the recipient, so the mail can be inspected for contraband, but not read by deputy opening the mail.

*Petitioner legal document from the members of the state bar was not opened in front of the recipient... It was randomly slid under my cell door... without notice... without me signing for that document like I normally do...*

*These "sheriff employees" at this jail can illegally seize attorney-client confidential information. The information that I share with the state bar is regarding my criminal charges, ineffective counsel" etc...*

Check one: <input checked="" type="checkbox"/> Corrective Action Taken		<input type="checkbox"/> Denied		<input type="checkbox"/> Not Grievable		<input checked="" type="checkbox"/> Resolved X	
If RESOLVED at the lowest level							
PRINT RESPONDER'S NAME		BADGE #	DATE	RESPONDER'S SIGNATURE			
PRINT SUPERVISOR'S NAME		BADGE #	DATE	SUPERVISOR'S SIGNATURE. (if same as responder, skip)			
Sergeant Maxwell		185	04/22/2021				
WATCH COMMANDER <input type="checkbox"/> N/A		BADGE #	DATE	ASSISTANT COMMANDER		BADGE #	DATE
LT. NOBLE		26	4/29/21	LT. S. FISHER		#00	5/6/21

## CLAIM III

1. State the constitutional or other federal civil right that was violated:

4<sup>th</sup> 5<sup>th</sup> 6<sup>th</sup> 8<sup>th</sup>  
AND 14<sup>th</sup> AMENDMENT VIOLATED...2. **Claim III.** Identify the issue involved. Check **only one**. State additional issues in separate claims.

- ☐ Basic necessities      ☐ Mail      ☐ Access to the court      ☐ Medical care  
☐ Disciplinary proceedings      ☐ Property      ☐ Exercise of religion      ☐ Retaliation  
☐ Excessive force by an officer      ☐ Threat to safety      ☒ Other: RACKETEER FRAUD/CONSPIRACY  
PUBLIC PRETENDERS/PLT

3. **Supporting Facts.** State as briefly as possible the FACTS supporting Claim III. Describe exactly what each Defendant did or did not do that violated your rights. State the facts clearly in your own words without citing legal authority or arguments. IN RE: BEGERON (1901) 133 CAL. 349, 355 (65 P. 828)...

ETTEV JEREMIAH, EUGENE P. ROEDER PhD AND ALEXANDER CHRISTIAN AETERLIN ARE ALL CONSPIRING WITH THE DISTRICT ATTORNEY AND SACRAMENTO SHERIFF DEPARTMENT TO KEEP PLAINIFF IN THIS CORRUPT SYSTEM LONGER ILLEGALLY... ETTEV JEREMIAH AND EUGENE P. ROEDER IN 2019 ILLEGALLY GOT ME "KIDNAPPED" AND SENT TO A "MENTAL STATE HOSPITAL" CALLED "ATASCADERO" WHERE I WAS "FORCED" TO TAKE "PSYCHOTROPIC" "MEDICATION" THAT WAS CAUSING ME TO "LOSE MY MIND"...

ETTEV JEREMIAH WAS "FAIRLY NEW" TO THE CASE IN 2019... I ONLY TALKED TO HIM TWO OR THREE TIMES TO ENLIGHTEN HIM IN MY ENTIRE ORdeal. MY "FALSE IMPRISONMENT"... I HAD TO LITERALLY DEMAND HIM TO FILE A "PITCHESS NOTION" ON THE "CORRECTIONAL OFFICER" AT NEW FOLSOM STATE PRISON, WHICH HE DIDN'T REALLY WANT TO FILE... FOR SOME ODD REASON... A PITCHESS NOTION WAS EVENTUALLY FILED, THE "ASIAN" JUDGE GRANTED THE NOTION... IN 2019... THINGS WERE FOUND IN THEIR BACKGROUND, ETTEV JEREMIAH SAID HE HAD TO INTERVIEW EVEN "50 SOMETHING WITNESSES" THAT HAD SOMETHING TO SAY "AGAINST THE OFFICER"... AFTER THIS "DISCOVERY" IS WHEN "ETTEV JEREMIAH" CREATED SOME "MILICIOUS DOCUMENT" TO THE COURT SAYING I'M INCAPABLE TO STAND TRIAL, WHICH I HAD TO SEE EUGENE P. ROEDER PhD PSYCHIATRIST. THIS SCHEME BY THESE TWO DID NOT SUPPORT ANALYSIS CHALLENGE UNDER EXERCISING IT'S DISCRETION PURSUANT TO THE CONSTITUTIONAL DOCTRINES TO APPLY UNSUBSTANTIAL EVIDENCE AGAINST ME OF AN ILLEGAL 1308 REPORT; SEE PEOPLE V. NICCOY (1992) 9 CAL. APP. 4TH 1578 1585 (12 CAL RPT. 2D 4767)...

(SEE 5-A)

4. **Injury.** State how you were injured by the actions or inactions of the Defendant(s).

INJURY'S SUFFERED ARE BUT NOT LIMITED TO [PSYCHOLOGICAL] "STRESS", "DEPRESSION", "EMOTIONAL DISTRESS IN THE FORM OF A CONSPIRACY, FEAR OF CRUEL AND UNUSUAL PUNISHMENT, ANXIETY, PARANOIA..."

5. **Administrative Remedies.**

- a. Are there any administrative remedies (grievance procedures or administrative appeals) available at your institution? ☒ Yes ☐ No
- b. Did you submit a request for administrative relief on Claim III? ☒ Yes ☐ No
- c. Did you appeal your request for relief on Claim III to the highest level? ☒ Yes ☐ No
- d. If you did not submit or appeal a request for administrative relief at any level, briefly explain why you did not. ALSO SEE IN RE BEGERON (1901) 133 CAL 349, 355 (65 P. 828)

[THE] STATE OR IT'S OFFICERS WE MUST OBSERVE INCLUDES NOT ONLY THE "PROSECUTION" BUT THE "JUDICIARY" AND THOSE WHOM THE JUDGES "ASSIGN" TO REPRESENT INDIGENT DEFENDANTS...

If you assert more than three Claims, answer the questions listed above for each additional Claim on a separate page.



1 ANOTHER FRAUD PUBLIC PRETENDER HAS BEEN [MALICIOUSLY] ASSIGNED  
 2 TO REPRESENT MY INNOCENCE NAME ALEXANDER CHRISTIAN ASTERLIN.  
 3 WHO BEEN ASSIGNED SINCE DECEMBER 22nd 2020... THIS FRAUD  
 4 ATTORNEY HAS REFUSED TO LISTEN TO ALL MY ADVISE AND INSTRUCTIONS  
 5 TO FILE A DISCOVERY MOTION TO COMPEL THE D.A. TO TURN OVER ALL  
 6 EVIDENCE HE OR SHE HAS IN THEIR POSSESSION... THE PROSECUTOR  
 7 IS OBLIGATED TO DISCLOSE SUCH EVIDENCE "VOLUNTARILY" WHETHER  
 8 OR NOT THE DEFENDANT MAKES A REQUEST FOR DISCOVERY. THEIR  
 9 "BRAD OBLIGATION"... 6 MONTH HAVE GONE BY AN "NO DISCOVERY"  
 10 FROM THE D.A. HAVE BEEN PRODUCED... AND I HAVE VERBALLY  
 11 ADVISED AND INSTRUCTED ALEXANDER CHRISTIAN ASTERLIN  
 12 TO IMMEDIATELY FILE A DISCOVERY AROUND THE TIME HE  
 13 WAS ASSIGNED; "BUT TO NO AVAIL"... I HAVE EVEN ENLIGHTEN  
 14 HIM ABOUT THE ON GOING INVESTIGATIONS FROM THE SACRAMENTO  
 15 BEE NEWS PAPER DATED (4-18-2021) (4-26-2021) (4-30-2021)  
 16 (5-1-2021) REGARDING NEW FOLSOM STATE PRISON UNDER INVESTIGATION  
 17 BY THE F.B.I. AND "DANIEL GARLAND" WHO IS THE  
 18 REASON INSITTING IN THIS JAIL IN THE FIRST... PLACE...  
 19 ATTORNEY ALEXANDER CHRISTIAN ASTERLIN DO NOT TAKE  
 20 THIS INFORMATION LIKELY. FOR SOME ODD REASON... I HAVE  
 21 BEEN KIDNAPPED AND HELD HOSTAGE IN THIS SHERIFF JAIL  
 22 SINCE OCTOBER 24, 2016 = 6 YEARS... (28 USC § 1915(g)...) (42 USC § 1980)..  
 23 THIS PLAINTIFF ALLEGE AN ASSERT THAT AS A DIRECT  
 24 PROXIMATE AND LEGAL RESULT OF THE AFOREMENTIONED ACTS  
 25 AND OMISSIONS COMMITTED IN BAD FAITH BY DEFENDANTS  
 26 AND EACH OF THEM PLAINTIFF HAS SUFFERED AND CONTINUES  
 27 TO SUFFER ACTUAL AND IRREPARABLE INJURIES, BOTH  
 28 PHYSICAL AND PSYCHOLOGICAL, THEREBY PLAINTIFF IS  
 ENTITLED TO GENERAL AND SPECIAL DAMAGES IN AN  
 AMOUNT TO BE PROVEN AT TRIAL, THIS PLAINTIFF HAS NO  
 PLAIN ADEQUATE OR COMPLETE REMEDY AT LAW TO REDRESS  
 THE WRONG DESCRIBED HEREIN, PLAINTIFF HAS BEEN AND  
 CONTINUE TO BE IRREPARABLE INJURED, BY THE CONDUCT OF  
 THE DEFENDANTS (STATE GOVERNMENT AGENTS) UNLESS  
 THE COURT GRANTS THE DECLARATORY RELIEF WHICH  
 PLAINTIFF SEEK...  
 [THE] STATE OR ITS "OFFICERS" WE MUST OBSERVE INCLUDES  
 NOT ONLY THE "PROSECUTION" BUT THE "JUDICIARY" AND THOSE WHOM  
 THE "JUDGES" ASSIGN TO REPRESENT INDIGENT DEFENDANTS..  
 THIS FRAUD ATTORNEY HAVE NOT FILED NO MOTION THAT REPRESENT MY  
 CONSTITUTIONAL RIGHTS ON THE RECORD AS I ADVISED AND INSTRUCTED  
 HIM TO DO, BUT TO NO AVAIL, FOR SOME ODD REASON... FRAUD...  
 ("E-A")



2 It is abundantly clear that one reason  
 3 the legislation was passed was to afford a  
 4 federal right in federal courts because, by  
 5 reason of prejudice, passion, neglect,  
 6 intolerance or otherwise, state laws might not  
 7 be enforced and the claims of citizens to  
 8 the enjoyment of rights, privileges, and immunities  
 9 guaranteed by the fourteenth amendment might  
 10 be denied by the "state agencies". 365 U.S. at  
 11 180, 5 LEd 2d 492, 81 S Ct 473, id at 193, 5 LEd 2d  
 12 492, 81 S Ct 473... Nichols v. Foster, supra at  
 13 238-242, 32 L. Ed 2d 705, 92 S Ct 2151...  
 14 Cong Globe, 42d Cong, 1st Sess 789 (1871)...  
 15  
 16

17 Askari African Lw Empire Productions<sup>s</sup>  
 18 THE POET  
 19  
 20

21 NY LAST 4 CUSIP AND AUTOTRIS NUMBERS  
 22 ARE (3714)

23 CUSIP MEANS:

24 COMMITTEE ON UNIFORM SECURITIES IDENTIFICATION PROCESSES...

25 AUTOTRIS MEANS:

26 AUTOMATED TRACKING IDENTIFICATION SYSTEM...

27  
28 ("5-B")

### E. REQUEST FOR RELIEF

State the relief you are seeking:

(1) A DECLARATORY JUDGEMENT THAT DEFENDANT'S VIOLATED PLAINTIFF'S ESTABLISHED, FEDERAL AND STATE CONSTITUTIONAL RIGHTS (2). ISSUE A PROTECTIVE ORDER, SAFEGUARDING PLAINTIFF LEGAL AND PERSONAL PROPERTY AND NOT BE RETALIATED AGAINST IN NO SHAPE FORM OR FASHION. (3). COMPENSATORY DAMAGES AGAINST DEFENDANT'S AND EACH OF THEM IN THEIR INDIVIDUAL OR IN THEIR INDIVIDUAL AND OFFICIAL CAPACITY IN THE AMOUNT OF 2.5 MILLION. (4). APPOINT PROFESSIONAL COUNSEL TO REPRESENT PLAINTIFF, IN ORDER TO PROTECT HIS RIGHT AND INTEREST. (5) PUNITIVE DAMAGES, AGAINST DEFENDANT'S AND EACH OF THEM IN THEIR INDIVIDUAL OR IN THEIR INDIVIDUAL AND OFFICIAL CAPACITY, IN THE AMOUNT OF 3.5 MILLION. (6) TO GRANT FOR DEFENDANT'S TO PAY COST OF SUIT AND ATT'Y FEES. (7) TO GRANT ACTUAL DAMAGES. (8) TO GRANT PUNITARY DAMAGES IN THE SUM AMOUNT OF 10 MILLION. (9) TO GRANT TO PROCEED IN FID FOR SHIP OF GOOD CAUSE FOR ET SEQ PROCEEDINGS (10) TO GRANT AN PRELIMINARY INJUNCTION TO FORWARD AN DUPLICATION COPY OF THE GOVERNMENT TRANSCRIPT TO PLAINTIFF FOR THE PROSECUTION. (11) TO GRANT FOR PLAINTIFF MIRACIE NILES, SR. TO TAKE ALL IN THESE ILLEGAL ACTIONS (12) TO GRANT ANY OTHER RELIEF THE COURT DEEMS PROPER... (13) TO BE RELEASED FROM CUSTODY

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 5-30-2021  
DATE

Nhinh N. Niles, The Pet  
SIGNATURE OF PLAINTIFF

\_\_\_\_\_  
(Name and title of paralegal, legal assistant, or other person who helped prepare this complaint)

\_\_\_\_\_  
(Signature of attorney, if any)

\_\_\_\_\_  
(Attorney's address & telephone number)

### ADDITIONAL PAGES

All questions must be answered concisely in the proper space on the form. If you need more space you may attach more pages, but you are strongly encouraged to limit your complaint to twenty-five pages. If you attach additional pages, be sure to identify which section of the complaint is being continued and number all pages. Remember, there is no need to attach exhibits to your complaint.